

The second section was read. It provides that the corporation named in the first section shall, within one year after the passage of this act, meet and elect such officers as may be necessary to perfect its organization, and thereupon, or as soon thereafter as may be, shall open books for the enrollment of members.

Mr. DAWES. That does not say anything about the powers given to this corporation.

Mr. MAYNARD. Let the first section be read.

The first section was read. It provides that the persons therein named, and their successors, shall constitute a body-corporate by the name of the National Life Insurance and Trust Association, and by that name sue and be sued, plead and be impleaded, have and use a common seal, and have all the rights and immunities necessary for the purposes of the corporation hereby created.

Mr. COOK. I was not present when this bill was considered by the Committee for the District of Columbia, and I desire to offer an amendment to it.

Mr. MAYNARD. The corporate powers of this association do not appear either in the first or the second section.

Mr. COOK. I move to amend by adding the following proviso:

*Provided*, That the said company shall be limited to the District of Columbia in the transaction of its business, and shall not establish any agency in any State except in pursuance of the laws of said State.

Mr. DAWES. What is the business of this corporation?

Mr. McKENZIE. I feel no particular interest in this bill. It was examined by the Committee for the District of Columbia, and they presumed it was all right. We supposed that it merely granted authority to the persons named to insure themselves and to invest the funds.

Mr. FARNSWORTH. I do not see anything wrong in a bill for that purpose.

Mr. McKENZIE. If it is the desire that this bill be printed, I think the Committee for the District of Columbia will have no objection; I am sure I have none. There is nothing wrong in the bill that I know of.

Mr. WELKER. I was not present in the committee when this bill was considered, and consequently I do not know anything about its provisions. But I would suggest to the gentleman from Virginia [Mr. McKENZIE] that to limit the operations of this insurance company to the District of Columbia would avail nothing to the association or company. We have provided in other cases, in regard to insurance companies that in case they transact business or establish branches outside of the District they shall do so under the provisions of the statutes of the State where they propose to transact business. I would be unwilling to vote to incorporate a company that would be authorized to go into any State and transact business without being subject to the laws of that State. But the amendment proposed by the gentleman from Illinois [Mr. Cook] would prevent this company from transacting any business outside of the District. I do not think it would be any benefit to the company to be incorporated under any such restriction as that. I suppose that, like other insurance companies, they will want to transact business in other States and Territories, and they should be allowed to do so, subject to the laws of the States where they propose to establish branches.

Mr. COOK. My amendment says, "shall not establish any agency in any State except in pursuance of the laws of said State."

The amendment moved by Mr. Cook was then agreed to.

Mr. NEGLEY. I move to amend the first section by striking out "Almon M. Clapp" and inserting in lieu thereof the name of "James O'Connor."

Mr. WELKER. I hope that the amendment of the gentleman from Pennsylvania [Mr.

NEGLEY] will not be adopted. The corporator whose name he moves to strike out is Mr. Clapp, our Congressional Printer. It is within my knowledge that Mr. Clapp has been instrumental to a large degree in the organization of the company, and takes a great interest in it. I do not think his name ought to be struck out.

Mr. McKENZIE. I hope that the amendment striking out the name of Mr. Clapp will not be agreed to. Let the gentleman from Pennsylvania, if he chooses, add the name of James O'Connor.

Mr. NEGLEY. I will modify my amendment, and move to insert the name of James O'Connor as one of the corporators.

The amendment was agreed to.

On ordering the bill, as amended, to be engrossed for a third reading, there were—ayes 40, noes 10; no quorum voting.

Tellers were ordered; and Mr. McKENZIE, and Mr. COBB of Wisconsin, were appointed.

The House divided; and the tellers reported—ayes 91, noes 25.

So the bill was ordered to be engrossed and read a third time; and being engrossed, it was accordingly read the third time, and passed.

Mr. McKENZIE moved to reconsider the vote by which the bill was passed; and also moved that the motion to reconsider be laid on the table.

The latter motion was agreed to.

#### MESSAGE FROM THE SENATE.

A message from the Senate, by Mr. GORHAM, its Secretary, requested the return of a bill (S. No. 491) relating to the supreme court of the District of Columbia, which bill was passed by the Senate yesterday and sent to the House for its concurrence.

The message further announced that the Senate had passed, with amendments, in which the concurrence of the House was requested, a joint resolution of the following title:

Joint resolution (H. R. No. 109) amendatory to joint resolution for the relief of officers of the Army, approved July 26, 1866.

The message also announced that the Senate had passed a bill of the following title, in which the concurrence of the House was requested:

An act (S. No. 602) to grant the right of way for the Alameda road through certain lands in California.

#### LEAVE OF ABSENCE.

By unanimous consent, Mr. MOORE, of Ohio, obtained leave of absence for ten days.

Mr. BUTLER, of Tennessee, obtained leave of absence for one week.

Mr. MORGAN obtained leave of absence for to-morrow.

Mr. MAYHAM obtained leave of absence till next Monday.

#### MARINE HOSPITAL SERVICE.

The SPEAKER, by unanimous consent, laid before the House a communication from the acting Secretary of the Treasury, asking for an appropriation of \$300,000 for the maintenance of the marine hospital service for the next fiscal year; which was referred to the Committee on Appropriations, and ordered to be printed.

#### ENROLLED BILLS AND JOINT RESOLUTIONS.

Mr. BEATTY, from the Committee on Enrolled Bills, reported that the committee had examined and found truly enrolled bills and joint resolutions of the following titles; when the Speaker signed the same:

An act (H. R. No. 1328) to establish the department of justice;

An act (H. R. No. 1956) to authorize the Secretary of the Treasury to issue a register to the schooner Cavallo Marino;

Joint resolution (H. R. No. 227) granting an

American register to the British-built schooner Venilia;

Joint resolution (H. R. No. 324) granting condemned guns to the Soldiers' Monument Association of Adrian, Michigan; and

Joint resolution (H. R. No. 327) relative to trade with British North American provinces.

#### PAVING PENNSYLVANIA AVENUE.

Mr. COOK. I rise for the purpose of moving that the House resolve itself into Committee of the Whole on the private Calendar, to resume the consideration of the bill (S. No. 90) to provide for the paving of Pennsylvania avenue. As preliminary to that motion, I move that all general debate on the bill just named terminate in forty minutes after the Committee of the Whole shall resume its session.

Mr. ARCHER. Mr. Speaker, if we go into Committee of the Whole on the private Calendar, will this bill take precedence of all others?

The SPEAKER. The third Friday of each month is assigned for business from the Committee for the District of Columbia; and when the House goes into Committee of the Whole on that day bills reported from that committee take precedence of all others.

Mr. COBURN. I move to amend the motion limiting general debate by striking out "forty minutes" and inserting "two hours."

On the motion there were—ayes 52, noes 23; no quorum voting.

Tellers were ordered; and Mr. Cook and Mr. COBURN were appointed.

Mr. BENJAMIN. I move that the House now adjourn.

On the motion there were—ayes 66, noes 36.

Mr. COOK. I call for the yeas and nays on the motion to adjourn.

Mr. DAWES. If the gentleman from Illinois [Mr. Cook] will yield to me I will move that the House resolve itself into Committee of the Whole on the state of the Union for the consideration of the fortification appropriation bill.

Mr. COOK. I wish to make a statement. I am not going to insist on this bill being considered against the sense of the House; but I wish to say that we are willing to have the bill for paving Pennsylvania avenue amended to suit the wishes of the House. We are willing that it shall be so amended that the expense of paving Pennsylvania avenue shall fall upon property-holders and upon the citizens of Washington. I am not going to antagonize the sense of the House, but I should like to have it taken up and considered and acted on. We ought not to deny to the citizens of Washington the right to pave their principal street if they are willing to pay for it. When the bill comes up it will be open to amendment. This is the last day for District of Columbia business, and it is the last chance we shall have to bring this bill before the House.

Mr. CULLOM. I am told that the citizens of Washington are willing and anxious to pave Pennsylvania avenue at their own expense, and I do not see any good reason why we should refuse to give them that opportunity.

Mr. VAN TRUMP. I should like to know whether it is order to debate this proposition after the House has agreed to adjourn?

The SPEAKER. The House has not yet adjourned.

Mr. WELKER. I will state as a reason why we should go into the Committee of the Whole on the state of the Union, that there is behind this bill to provide for paving Pennsylvania Avenue, another bill to erect a jail in the District of Columbia, which ought to be taken up for consideration. To some gentlemen perhaps that may be an additional reason why we ought to go on and transact the business of the District of Columbia.

The SPEAKER. The question is on the demand for tellers on the yeas and nays. The Chair has waited in the hope that some agreement might be reached.